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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

IN RE: FACEBOOK, INC. CONSUMER
PRIVACY USER PROFILE LITIGATION

MDL No. 2843
Case No. 18-md-02843-VC-JSC

This document relates to:

ALL ACTIONS

JOINT STATUS UPDATE

Judges: Hon. Vince Chhabria and
Hon. Jacqueline Scott Corley
Courtroom: VIA VIDEOCONFERENCE
Hearing Date: October 20, 2021
Hearing Time: 9:00 a.m.

Since the parties' September 20 submission, they have had one discovery mediation session. During that session, the parties worked with the mediators to address disputes regarding the scheduling of depositions.

The parties also briefed disputes to Special Master Garrie regarding (i) whether Mark Zuckerberg and Sheryl Sandberg should be added as custodians; and (ii) Facebook's discovery responses related to "business partners." The mediators have additionally determined the parties to be at impasse on two issues—one regarding whether Facebook's production of the Named Plaintiffs' data is in compliance with Discovery Order No. 9, Dkt No. 557, and the other regarding Facebook's request for a protective order in connection with two specific API call log tables. The parties will brief these issues pursuant to the briefing procedures set forth in the Protocol for Resolving Discovery, Dkt. No. 733.

Special Master Garrie further ordered the parties to submit statements regarding their positions on issues related to the Court's Order Granting Plaintiffs' Motion to Compel ADI Materials. Dkt. No. 736. He indicated that, if those issues are not resolved, he will hold a hearing at the end of October or the first week of November.

In addition to these discovery items, the parties each submitted shared and ex parte mediation submissions to the Honorable Jay Gandhi (Retired), and on September 29, each made presentations to opposing counsel and Judge Gandhi. The mediation session that was scheduled to occur on October 8 was continued to a date to be determined, due to an emergency.

Dated: October 18, 2021

Respectfully submitted,

KELLER ROHRBACK L.L.P.

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